

(d) In the Central Jail there is no reading room, but there is a small library there.

(e) The matter will be considered by Government.

CATTLE—RESTRICTION ON MOVEMENTS—RULES IN TOWNS OUTSIDE COCHIN STATE

37. Mr. C. R. Iyyunni (*Trichur-South*): Will the Government be pleased to state whether there are any rules regarding the restriction of the movements of cattle in the following towns, and if so, how they are enforced.

Kottayam
Alleppey
Calicut
Cannanore
Tellichery, and
Mangalore?

Mr. P. V. Raphael (*Joint Secretary to Government*): Government have no information.

Mr. C. R. Iyyunni (*Trichur-South*): Sir, may I know whether the Government will enquire into that matter and find out the information?

Mr. P. V. Raphael (*Joint Secretary to Government*): There is no objection to enquire, but there is absolutely no need to ask for the information so far as we are concerned.

Mr. T. A. Ramachandra Ayyar (*Nellore*): Are there such restrictions in Czechoslovakia? (*Laughter*).

Mr. President: There are more stringent restrictions than this.

CATTLE—STRAYING IN MUNICIPALITIES—PREVENTION OF

38. Mr. V. K. Krishnankutty (*Ezhuras-Trichur*): Will the Government be pleased to state.—

(a) whether Government have issued any orders to the municipalities to prevent cattle being let loose in the town;

(b) if so, will the Government be pleased to place a copy on the table?

Mr. P. V. Raphael (*Joint Secretary to Government*):

(a) Yes.

(b) A copy of the order is placed on the table.*

* Appendix I

Mr. V. K. Krishnankutty (Ezhuvas-Trichur): May I know whether the Government have made any arrangements for grazing grounds for cattle in the municipalities?

Mr. P. V. Raphael (Joint Secretary to Government): It is more the look out of the municipalities concerned than of the Government to arrange for grazing grounds. As a matter of fact, the Ernakulam Municipality has already made arrangements for grazing grounds in their area.

Mr. C. R. Iyyunni (Trichur-South): May I know whether the municipalities have strictly enforced the rules under the Cattle Trespass Act of catching cattle and impounding them?

Mr. P. V. Raphael (Joint Secretary to Government): They tried their level best, but that was not found to be very effective.

Mr. A. B. Salem (Mattancheri): Are the Government aware that there are not sufficient grazing grounds in the towns?

Mr. P. V. Raphael (Joint Secretary to Government): There are no sufficient grazing grounds in the towns and the Ernakulam Municipality has taken steps to provide these grounds.

Mr. A. B. Salem (Mattancheri): Are there grazing grounds in Mattancheri? Are Government aware that great difficulties are caused to cattle owners there by enforcing the new rules and at the same time without providing the necessary grazing grounds?

Mr. P. V. Raphael (Joint Secretary to Government): The Municipality must take steps in the matter and Government will be prepared to co-operate with them.

Mr. A. B. Salem (Mattancheri): Has the Government moved them in the matter of enforcing the Cattle Trespass Act?

Mr. P. V. Raphael (Joint Secretary to Government): Yes. It is not found to be very effective. So a new provision in the Municipal Act was introduced and that is being enforced now.

Mr. C. R. Iyyunni (Trichur-South): May I know the number of cases where cattle have been impounded in the Mattancheri or any other Municipality under the Cattle Trespass Act?

Mr. P. V. Raphael (Joint Secretary to Government): I want notice.

Mr. C. R. Iyyunni (Trichur-South): Has the Government asked the Municipalities to strictly enforce the provisions of the Cattle Trespass Act?

Mr. P. V. Raphael (Joint Secretary to Government): The Government have advised all the municipalities.

Mr. A. B. Salem (Mattancheri): When the Government insisted on the enforcement of these rules, are not the Government aware that there were not sufficient grazing grounds provided by the municipalities?

Mr. P. V. Raphael (Joint Secretary to Government): There may not be grazing grounds in all the municipalities. But it was for the municipalities to take action.

Mr. President: Want of grazing grounds is no excuse for allowing cattle to trespass on public roads. This is the straight answer I can give to the hon'ble member's question. Government do not accept the contention that the absence of grazing grounds within the municipalities is a justification for the cattle to be let loose and to allow them to wander about the public roads.

Mr. K. Ayyappan (Ezhuvas-Kanayannur): Roads cannot be used as grazing grounds.

Mr. A. B. Salem (Mattancheri): My friend will get no milk. Government should also be aware of the fact that milk supply is dependent upon cattle. When there is no provision to have any grazing grounds for cattle and the cattle is also not allowed even to move about the streets, great difficulties will result.

Mr. President: If the municipalities do not discharge their statutory responsibility, Government will have to use these extraordinary provisions to which we referred yesterday. On the other hand, Government was very anxious to retain the autonomous character of the municipalities.

Mr. A. B. Salem (Mattancheri): The very fact that a provision was made in the Act is for the purpose of correcting municipalities. Government should interfere in such matters. In this particular case there is great need for Government to interfere. Grazing ground should be provided by the municipality or at Government cost. It does not matter who provides it. When Government interferes Government must also see that ample provision is made for the convenience of the people.

Mr. V. K. Bhaskara Menon (Cranganur): May I know whether sufficient time was given to the municipalities to provide grazing grounds?

Mr. P. V. Raphael (Joint Secretary to Government): Yes. But the municipalities have not taken steps to provide grazing grounds.

Mr. President: The fact that the municipalities have not taken steps is no argument for Government to condone the violation of the provisions of the statute.

Mr. V. K. Bhaskara Menon (Cranganur): I merely wanted to know whether the Government ever realised that such a section existed before Government passed such an order.

Mr. P. V. Raphael (Joint Secretary to Government): Yes. Government were aware of it. But they thought that the municipalities themselves will take the necessary steps.

Mr. A. B. Salem (Mattancheri): Is there anything standing in the way of the Government directing the municipalities to provide grazing grounds immediately? If they don't do it, their money should be taken from the treasury and Government should do it and debit it to their account.

Mr. President : So, the hon'ble member advocates interference by Government in municipal affairs to that extent?

Mr. A. B. Salem (Mattancheri): Certainly, if the municipalities go wrong.

Mr. V. K. Bhaskara Menon (Cranganur): May I know, Sir, whether a similar provision exists in the District Municipalities Act of British India?

Mr. P. V. Raphael (Joint Secretary to Government): There is no such provision in the District Municipalities Act.

Mr. A. L. Antony (Irinjalakkuda): Is there such a provision in the Town Councils Act?

Mr. P. V. Raphael (Joint Secretary to Government): No.

Dr. A. R. Menon (Minister for Rural Development): But that will be brought into force, if and when necessary.

Mr. A. B. Salem (Mattancheri): I think in the rural areas there is a provision in the Cattle Trespass Act preventing cattle from getting into the fields.

COMPOUNDERS IN MEDICAL AND VETERINARY DEPARTMENTS— MINIMUM QUALIFICATIONS OF

39. Mr. T. S. Ramachandra Ayyar (Chittur-Tattamangalam): Will the Government be pleased to state.—

(a) what are the minimum literary and special qualifications prescribed for compounders ;

(1) in the Medical Department ; and

(2) in the Veterinary Department ;

(b) what are the different grades of pay of compounders ;

(1) in the Medical Department ; and

(2) in the Veterinary Department ?

APPENDIX

181

APPENDIX I

(Please see answer to Question No. 38)

Government regret to note that the nuisance created by the trespass of cattle on public roads and public compounds is increasing in the three Municipalities. The compound of almost every public building and park is full of stray cattle and the traffic on the roads is seriously interfered with by straying cattle. In growing towns such a practice cannot be tolerated.

2. According to the provisions of the Cattle Trespass Act the fine which the pound-keeper can levy on the owner of cattle for every head of impounded cattle is only 4 annas over and above the feeding charges. It was realised by experience in some of the Municipalities that this fine does not serve as an effective check on cattle-owners. When the New Municipal Bill was passed a provision was specially inserted for effectively preventing cattle trespass in public places. According to section 241 of the Cochin Municipal Act the owner of such cattle may be punished with fine which may amount to Rs. 25. Government are of opinion that the Municipalities concerned must now enforce the provisions of this section.

3. With a view to give due warning to the public about the intention of the Municipalities to enforce the provisions of section 241 the Municipalities concerned are requested to publish the fact widely by advertising in the State newspapers and by distributing notices in Malayalam. The public must be informed that the owners must see that their cattle do not trespass on any public place or road. From the 15th October 1940 the provisions of section 241 would be strictly enforced. After publishing such a notice and from the date mentioned Municipalities must strictly enforce the provisions of this section. It will be the duty of the Municipal Commissioners to prosecute under section 241 the owners of cattle found trespassing on public places. Government expect the Municipal Commissioners to be vigilant about this matter and enforce the provisions of the law strictly. Government will hold the Commissioners responsible if after the 14th October 1940 it is found that cattle are trespassing on public places in these areas.

APPENDIX II

(Please see answer to Question No. 40)

Office of the Diwan Peishkar,
Trichur,

19th September 1940.

MEMO

It has been brought to the notice of the Government that the term "carts for hire without load" more especially the Malayalam version of it, viz. "മാറ്റം കയറാത്ത കയറുള്ള കൂലി വണ്ടികൾ" occurring as item 16 in para 16 of the Diwan Peishkar's notification regarding the lease of tolls is being wrongly interpreted, that the expression "കൂലി വണ്ടികൾ" is taken to mean only carts drawn by coolies and not by bullocks or other animals and that the benefit of the concession rate of 2 annas prescribed for empty carts is being denied to be given to all the carts that come under the term. The toll contractors are therefore informed that such a far fetched interpretation of the term "കൂലി വണ്ടികൾ" as carts drawn by coolies only if any contractor has given it, is unwarranted and that they should not deny the